IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO.274 OF 2003

1. Chief Engineer (Civil)
   Government of India,
   Department of Post,
   New Delhi.

2. Executive Engineer,
   Postal Civil Division,
   Khadki, Pune-411003.

3. Union of India,
   through Secretary,
   Government of India,
   Ministry of Communications,
   415, Sanchar Bhavan,
   20, Ashok Road,
   New Delhi. ... PETITIONERS

VERSUS

M/s H. Candolkar & Sons
Civil Engineer and Contractors,
a proprietary firm,
represented by its proprietor
Shri Harishchandra Candolkar,
major age, married,
Civil Contractor, resident of
Opposite National Theatre
Panaji, Goa ... RESPONDENT

Mr. V.P. Thali, Advocate for the Petitioners.

Mr. R. G. Ramani, Advocate for the Respondent.

CORAM : F.I.REBELLO, J.

DATED : JUNE 26, 2003.

ORAL JUDGMENT

Rule. Respondent waives service. Heard forthwith. Before framing of Issues on behalf of

the Petitioners they sought to produce some documents. That Application has been rejected.

2. Having heard the parties, to my mind, the Order of the trial Court reveals error apparent on the face of the record. The evidence has not yet started and in those circumstances it was open for the Petitioners to have applied for production of documents. The learned Counsel for the other side has no objection for production of the documents.

In the light of that, Rule is made absolute in terms of the prayer clause a). There shall be no order as to costs.

F.I. REBELLO,J.

ac.